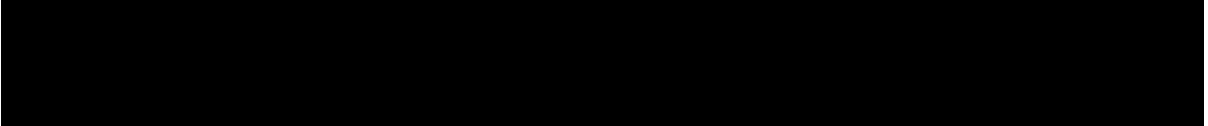


EXHIBIT 5



From: Zhao, Yanan
Sent: Tuesday, August 29, 2023 3:31 PM
To: Park, Ryuk; Tezyan, Michael
Cc: Winston-Micron-Netlist; Wesley Hill; andrea@wsfirm.com; ce@wsfirm.com; #Netlist-Micron [Int]; Jennifer Truelove (jtruelove@McKoolSmith.com); Strabone, Andrew
Subject: RE: Netlist v. Micron, No. 22-cv-203 (E.D.Tex.) | Deposition Notices and Schedules

Ryuk,

We intend to take the deposition of Mr. Chris Morzano. Please provide his availability. We are considering your request for Netlist to withdraw the notice on Mr. Malcolm Humphrey. We are still waiting for the availability of the following Micron witnesses

- Roman Royer (as noted previously, the current proposed date does not work for us)
- George Pax
- Bob Brennan
- Scott Cyr
- Neal Koyle
- Scott Schaefer
- Miki Matsumoto
- Project Leader who is an engineer located in Micron's Munich center responsible for the development of the HBM3 buffer die and knowledgeable about the structure, function and operation of Micron's HBM3 buffer die.

Best,
Yanan

From: Park, Ryuk <RPark@winston.com>
Sent: Monday, August 28, 2023 2:16 PM
To: Zhao, Yanan <yzhao@irell.com>; Tezyan, Michael <mtezyan@irell.com>
Cc: Winston-Micron-Netlist <Winston-Micron-Netlist@winston.com>; Wesley Hill <wh@wsfirm.com>; andrea@wsfirm.com; ce@wsfirm.com; #Netlist-Micron [Int] <Netlist-Micron@irell.com>; Jennifer Truelove (jtruelove@McKoolSmith.com) <jtruelove@mckoolsmit.com>; Strabone, Andrew <Astrabone@irell.com>
Subject: RE: Netlist v. Micron, No. 22-cv-203 (E.D.Tex.) | Deposition Notices and Schedules

Yanan,

When can we expect dates for Ms. Sasaki, Mr. Hong, Mr. Chen, and Mr. Solomon?

Ryuk

Ryuk Park
Of Counsel
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D +1 650-858-6440
M +1 607-242-9789

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From: Zhao, Yanan
Sent: Friday, August 25, 2023 8:06 AM
To: Park, Ryuk
Cc: Winston-Micron-Netlist; Wesley Hill; andrea@wsfirm.com; ce@wsfirm.com; #Netlist-Micron [Int]; Jennifer Truelove (jtruelove@McKoolSmith.com); Strabone, Andrew
Subject: RE: Netlist v. Micron, No. 22-cv-203 (E.D.Tex.) | Deposition Notices and Schedules

Counsel, following up on the email below. When will you provide a response?

Best,
Yanan

Yanan Zhao
Associate
IRELL & MANELLA LLP
1800 Avenue of the Stars, Suite 900
Los Angeles, CA 90067
DID: 310-277-1010 | yzhao@irell.com

From: Zhao, Yanan
Sent: Tuesday, August 22, 2023 1:09 PM
To: Park, Ryuk <RPark@winston.com>
Cc: Winston-Micron-Netlist <Winston-Micron-Netlist@winston.com>; Wesley Hill <wh@wsfirm.com>; andrea@wsfirm.com; ce@wsfirm.com; #Netlist-Micron [Int] <Netlist-Micron@irell.com>; Jennifer Truelove (jtruelove@McKoolSmith.com) <jtruelove@mckoolsmit.com>; Strabone, Andrew <Astrabone@irell.com>
Subject: RE: Netlist v. Micron, No. 22-cv-203 (E.D.Tex.) | Deposition Notices and Schedules

Ryuk,

Following up on the parties' previous meet and confer and Netlist's objections to Micron's first set of 30(b)(6) topics

1. We are still waiting for your positions on topics 2, 3, 4, 33, 35, 36, 56, 60, 67, 71, 73, 74, and 79 that Micron agreed to investigate further. We are also waiting on your position as to topics 22, 27, 33, 34, 53, 57, 68, 69, 70, 84, and 88. We emailed you about these topics from Netlist's first 30(b)(6) notice over 3 weeks ago. Micron should immediately provide its positions on these topics.
2. As of today, Micron has not provided witnesses as to the following topics it has agreed to designate one or more witnesses for topics 5, 29, 38, 39, 45, 49, 50, 51, 52, 61, 62, 64, 66, 69, 71, 72, 76, 77, 81, 85, and 87.
3. Please provide the availability of Micron's witnesses
 - Roman Royer (as noted previously, the current proposed date does not work for us)
 - Bob Brennan
 - Scott Cyr
 - Neal Koyle
 - Christopher Morzano
 - Scott Schaefer

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- Tyler Morton
- Malcolm Humphrey
- Miki Matsumoto
- Project Leader who is an engineer located in Micron's Munich center responsible for the development of the HBM3 buffer die and knowledgeable about the structure, function and operation of Micron's HBM3 buffer die.

4. Please let us know when Micron will provide its responses or designations with respect to the subsequent 30(b)(6) notices Netlist served.

Netlist further provides the following responses to Micron's First 30(b)(6) Notice

- Topic 11 Netlist will designate one or more witnesses to testify as to non-privileged information relating to the patents in suit after a reasonable search.
- Topic 12 Netlist will designate one or more witnesses to testify as to non-privileged information relating to the patents in suit after a reasonable search.
- Topic 19 Netlist will designate one or more witnesses to testify as to non-privileged information relating to the patents in suit after a reasonable search.
- Topic 22 Netlist will designate one or more witnesses to testify as to non-privileged information relating to the patents in suit after a reasonable search.
- Topic 24 Netlist will designate one or more witnesses to testify as to non-privileged information relating to the patents in suit after a reasonable search.
- Topic 43 Netlist will designate one or more witnesses to testify as to non-privileged information relating to the patents in suit after a reasonable search.
- Topic 55 Netlist will designate one or more witnesses to testify as to non-privileged information relating to the patents in suit after a reasonable search.
- Topic 56 Netlist will designate one or more witnesses to testify as to non-privileged information relating to the patents in suit after a reasonable search as to Diablo contributions.

Netlist is designating Mr. Milton and Mr. Hobbs on the following topics from Micron's first 30(b)(6) notice, subject to objections raised in Netlist's written responses and above. Netlist reserves the right to supplement its designation as discovery continues.

- Scott Milton Topics 2, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, 18, 19, 22, 41, 48, 55, 57
- Tobin Hobbs Topics 3, 4, 5, 6, 24.

Please confirm whether Micron intends to depose Mr. Milton and Mr. Hobbs remotely or in person.

Best,
Yanan

From: Park, Ryuk <RPark@winston.com>
Sent: Monday, August 14, 2023 7:26 PM
To: Zhao, Yanan <yzhao@irell.com>
Cc: Winston-Micron-Netlist <Winston-Micron-Netlist@winston.com>; Wesley Hill <wh@wsfirm.com>; andrea@wsfirm.com; ce@wsfirm.com; #Netlist-Micron [Int] <Netlist-Micron@irell.com>; Jennifer Truelove (jtruelove@McKoolSmith.com) <jtruelove@mckoolsmit.com>; Strabone, Andrew <Astrabone@irell.com>
Subject: RE: Netlist v. Micron, No. 22-cv-203 (E.D.Tex.) | Deposition Notices and Schedules

Yanan,

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Your proposed dates for Mr. Milton and Mr. Hobbs are acceptable. Please advise where Mr. Milton and Mr. Hobbs reside/are located so that we may arrange logistics. Also, please confirm whether our proposed dates for Mr. Royer (8/24), Mr. Beal (8/25), and Mr. Holbrook (8/30) work for Netlist.

Thanks,

Ryuk

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D +1 650-858-6440
M +1 607-242-9789
F +1 650-858-6550
winston.com

WINSTON & STRAWN LLP

From: Zhao, Yanan <yzhao@irell.com>
Sent: Friday, August 11, 2023 6:38 PM
To: Park, Ryuk <RPark@winston.com>
Cc: Winston-Micron-Netlist <Winston-Micron-Netlist@winston.com>; Wesley Hill <wh@wsfirm.com>; andrea@wsfirm.com; ce@wsfirm.com; #Netlist-Micron [Int] <Netlist-Micron@irell.com>; Jennifer Truelove (jtruelove@McKoolSmith.com) <jtruelove@mckoolsmit.com>; Strabone, Andrew <Astrabone@irell.com>
Subject: RE: Netlist v. Micron, No. 22-cv-203 (E.D.Tex.) | Deposition Notices and Schedules

Hi Ryuk,

Mr. Milton is available on August 31 and Mr. Hobbs is available on September 6. We are still assessing the designations but will provide them in advance of the depositions.

Best,
Yanan

Yanan Zhao
Associate
IRELL & MANELLA LLP
1800 Avenue of the Stars, Suite 900
Los Angeles, CA 90067
DID: 310-277-1010 | yzhao@irell.com

From: Strabone, Andrew <Astrabone@irell.com>
Sent: Thursday, August 10, 2023 7:49 PM
To: Park, Ryuk <RPark@winston.com>
Cc: Zhao, Yanan <yzhao@irell.com>; Winston-Micron-Netlist <Winston-Micron-Netlist@winston.com>; Wesley Hill <wh@wsfirm.com>; andrea@wsfirm.com; ce@wsfirm.com; #Netlist-Micron [Int] <Netlist-Micron@irell.com>; Jennifer Truelove (jtruelove@McKoolSmith.com) <jtruelove@mckoolsmit.com>
Subject: RE: Netlist v. Micron, No. 22-cv-203 (E.D.Tex.) | Deposition Notices and Schedules

Ryuk, the address is below, and the start time is 9am local.

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